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Re.: Docket No.: 206.1004US
Applicant(s): Emil CIURCZAK, et al.
Serial No.: 10/657,657
Invention: APPARATUS AND METHOD FOR NON-INVASIVE MEASUREMENT OF BLOOD
CONSTITUENTS
Filing Date: September 8, 2003

- Transmittal Form with authorization to charge deposit amount (1 page);
- Terminal Disclaimer (1 page); and
- Statement under 37 C.F.R. § 1.173(b).

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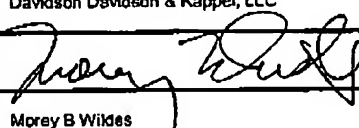
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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>		Application Number	10/657,657
		Filing Date	September 8, 2003
		First Named Inventor	Emil Ciurczak, et al.
		Art Unit	3736
		Examiner Name	Eric F. Winakur
Total Number of Pages in This Submission	2	Attorney Docket Number	206.1004

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REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
206.1004

In re Application of: Emil CIURCZAK, et al.

Application No. 10/657,657

Filed: September 8, 2003

For: APPARATUS AND METHOD FOR NON-INVASIVE MEASUREMENT OF BLOOD CONSTITUENTS

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In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
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- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
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- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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Signature


 Date

Douglas Docherty, Director

Typed or printed name

(441) 295-6480

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Emil CIURCZAK, et al.

Application No./Patent No.: 10/657,657

Filed/Issue Date: September 8, 2003

Entitled: APPARATUS AND METHOD FOR NON-INVASIVE MEASUREMENT OF BLOOD CONSTITUENTS

Euro-Celtique S.A.

, a corporation (a Luxembourg corporation)

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☐ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is ____ %

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- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015051, Frame 0035, or for which a copy thereof is attached.

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- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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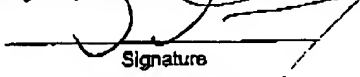
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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

 _____ Signature Douglas Docherty _____ Printed or Typed Name _____ Director _____ Title	April <u>8</u> , 2005 _____ Date _____ (441) 295-6480 _____ Telephone Number
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